

ACTION AGENDA

September 12, 2011
Worksession
Committee of the Whole
Regular Meeting

WORKSESSION AGENDA

1. CALL TO ORDER, 4:00 P.M.

Mayor Hornaday called the meeting to order at 4:00 p.m.

2. AGENDA APPROVAL (Only those matters on the noticed agenda may be considered, pursuant to City Council's Operating Manual, pg. 5)

The agenda was approved by consensus of the Council.

3. 2012-2017 Capital Improvement Plan & FY 2013 Legislative Requests

Memorandum 11-130 from Special Projects Coordinator as backup.

4. COMMENTS OF THE AUDIENCE

There were no comments of the audience.

5. ADJOURNMENT NO LATER THAN 4:50 P.M.

Mayor Hornaday adjourned the meeting at 4:49 p.m.

COMMITTEE OF THE WHOLE AGENDA

1. CALL TO ORDER, 5:00 P.M.

Mayor Hornaday called the meeting to order at 5:00 p.m.

2. AGENDA APPROVAL (Only those matters on the noticed agenda may be considered, pursuant to City Council's Operating Manual, pg. 5)

The agenda was approved by consensus of the Council.

3. REGULAR MEETING AGENDA

4. COMMENTS OF THE AUDIENCE

There were three who commented.

5. ADJOURNMENT NO LATER THAN 5:50 P.M.

Mayor Hornaday adjourned the meeting at 5:44 p.m.

REGULAR MEETING AGENDA

Session 11-28 a Regular Meeting of the Homer City Council was called to order on September 12, 2011 at 6:00 p.m. by Mayor James C. Hornaday, at the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

PRESENT: COUNCILMEMBERS: HOGAN, HOWARD, LEWIS, ROBERTS,
WYTHE, ZAK

STAFF: CITY MANAGER WREDE
CITY CLERK JOHNSON
CITY ATTORNEY KLINKNER
CITY PLANNER ABOUD
LIBRARY DIRECTOR DIXON
PERSONNEL DIRECTOR PETERSEN
PORT AND HARBOR DIRECTOR HAWKINS
PUBLIC WORKS DIRECTOR MEYER

Department Heads may be called upon from time to time to participate via teleconference.

2. AGENDA APPROVAL

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

The agenda was amended to include the following changes: Visitors Items 6A and 6B order was reversed; **RESOLUTIONS - Resolution 11-087(S)**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Coast Guard Parking and Access Improvements to the Firm of Collins Excavation and Services of Homer, Alaska, in the Amount of \$8,940 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk; **Memorandum 11-125** from Public Works Director as backup; **Resolution 11-088(S)**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Fire Station Drainage Improvements to the Firm of Paul's Service of Anchor Point, Alaska, in the Amount of \$18,450 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk; **Memorandum 11-131** from Public Works Director as backup; **Resolution 11-089**, A Resolution of the Homer City Council Requesting the National Oceanic and Atmospheric Administration Include the Results of its Socio-Economic Study in the Formulation of the Proposed Halibut Catch Sharing Plan. Zak. Written public comment; **Resolution 11-090**, A Resolution of the City Council of Homer, Alaska, Supporting the Concept and Construction of Non-Motorized Pathways to Increase the Safety for Motorized and Non-Motorized Users Along Kachemak

Drive Located Within the City Limits, from the Base of the Homer Spit to East End Road. Lewis/Zak/Parks and Parks and Recreation Advisory Commission. Written public comment.

The agenda as amended was approved by consensus of the Council.

3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA

There were 31 who commented.

4. RECONSIDERATION

5. CONSENT AGENDA

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

- A. Homer City Council unapproved Special and Regular Meeting minutes of August 22, 2011. City Clerk. Recommend adoption.

APPROVED without discussion.

6. VISITORS

- A. **Roland Maw**, Executive Director, United Cook Inlet Drift Association, 10 minutes.

Roland Maw, Executive Director of United Cook Inlet Drift Association addressed the Council on the fish allocation. He represents 585 permit holders from Anchor Point to Nikiski.

- B. **Bill Steyer**, Homer High School Coach, Homer High School Track, 10 minutes.

Saundra Hudson, educator and coach, made a presentation about the Homer High School track. After 26 years of disrepair, the track is currently unsafe and in poor condition.

7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS

- A. Borough Report

Bill Smith, Kenai Peninsula Borough Assemblyman, reported on the upcoming elections and ballot measures. The next assembly meeting is September 20th in Homer.

- B. **Mayor's Proclamation** – Sea Otter Awareness Week, September 25 – October 1, 2011

- C. Commissions/Board Reports:

1. Library Advisory Board
2. Homer Advisory Planning Commission
3. Economic Development Advisory Commission
4. Parks and Recreation Advisory Commission
5. Port and Harbor Advisory Commission

8. PUBLIC HEARING(S)

- A. **Ordinance 11-23(A)**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code Sections 21.12.020; 21.14.020; 21.16.020; 21.18.020; 21.20.020; 21.22.020; Addressing Permitted Uses and Structures; to Add Hostel as a Permitted Use in the Rural Residential, Urban Residential, Residential Office, Central Business, Town Center, Gateway Business District. Wythe. Introduction June 13, 2011, Referred to Planning Commission. Public Hearing and Second Reading September 12, 2011.

Memorandum 11-118 from City Planner as backup.

There was one who testified.

ADOPTED with discussion.

- B. **Ordinance 11-36**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2011 Operating Budget by Reappropriating \$15,000 for Drainage and Associated Improvements at the Fire Hall Parking Lot. City Manager/Fire Chief. Introduction August 22, 2011, Public Hearing and Second Reading September 12, 2011.

Ordinance 11-36(S), An Ordinance of the City Council of Homer, Alaska, Amending the FY 2011 Operating Budget by Reappropriating ~~\$15,000~~ **\$20,000** for Drainage and Associated Improvements at the Fire Hall Parking Lot. City Manager/Fire Chief. Introduction August 22, 2011, Public Hearing and Second Reading September 12, 2011.

There was no public testimony.

SUBSTITUTE ORDINANCE 11-36(S) AMENDED and ADOPTED with discussion.
(Ordinance 11-36(S)(A))

9. ORDINANCE(S)

- A. **Ordinance 11-37**, An Ordinance of the City Council of Homer, Alaska, Accepting and Appropriating a Community Preparedness Outreach Award in the Amount of \$5,000 from the National Network of Libraries of Medicine and Authorizing the City Manager to Execute the Appropriate Documents. City Manager/Library Director. Recommended

dates: Introduction September 12, 2011, Public Hearing and Second Reading September 26, 2011.

Memorandum 11-122 from Library Director as backup.

ADOPTED without discussion.

- B. **Ordinance 11-38**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2011 Operating Budget by Appropriating \$70,000 from the Water and Sewer Reserve Account to Pay the Amount Agreed Upon to Settle the Eminent Domain Action, *City Of Homer V. 4.014 Acres, More Or Less, Of Land, And Nancy J. Hillstrand*. City Manager. Recommended dates: Introduction September 12, 2011, Public Hearing and Second Reading September 26, 2011.

ADOPTED without discussion.

- C. **Ordinance 11-39**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2011 Operating Budget by Appropriating \$12,600 from the Port and Harbor Net Assets Budget for the Purpose of Reconciling a Clerical Oversight. City Manager/Port and Harbor Director. Recommended dates: Introduction September 12, 2011, Public Hearing and Second Reading September 26, 2011.

Memorandum 11-123 from Port and Harbor Director as backup.

AMENDED and ADOPTED with discussion.

- D. **Ordinance 11-40**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2011 Operating Budget by Appropriating \$10,000 from the Port and Harbor Reserves for the Purpose of a Detailed Basin Survey of the Small Boat Harbor. City Manager/Port and Harbor Director. Recommended dates: Introduction September 12, 2011, Public Hearing and Second Reading September 26, 2011.

Memorandum 11-124 from Port and Harbor Director as backup.

ADOPTED with discussion.

10. CITY MANAGER'S REPORT

A. City Manager's Report

City Manager Wrede reported the lobbyists, Anderson Group, will attend the October 10th meeting to talk about their contract. On September 26th Fish and Game will make a presentation on the Fishing Hole. New fire hose was purchased in this year's budget to replace hose that failed the pressure test. A Drainage Master Plan is needed as we run into drainage issues all the time. The plan will focus on ditches, culverts, and manholes. Council could have a worksession with the Planning Commission.

Councilmember Howard expressed appreciation to have the Library Director's report included. She heard City Manager Wrede gave impressive testimony to the Borough at their last meeting on the number of Planning Commissioners. Councilmember Howard asked that Soundview Avenue be filled and packed down, as it is nearly impassable.

- B. Bid Report

11. CITY ATTORNEY REPORT

Attorney Klinkner submitted a written report to Council and no questions were asked of him.

12. COMMITTEE REPORT

- A. Public Arts Committee
- B. Transportation Advisory Committee

Memorandum 11-126 from TAC, re: Waddell Way Avenue Improvement

Councilmember Roberts reported at the last meeting the committee asked that Council consider improvements for Waddell Way using HART funds. They recommend starting work on it now. The street would line up to create an intersection.

- C. Permanent Fund Committee
- D. Lease Committee
- E. City Hall Renovation and Expansion Task Force
- F. Port and Harbor Improvement Committee

13. PENDING BUSINESS

14. NEW BUSINESS

- A. **Memorandum 11-127**, from Deputy City Clerk, Re: Confirmation of Election Workers for the Regular City of Homer Election - October 4, 2011 and All Processes Thereof Pursuant to Homer City Code and Deemed Necessary by the City Clerk.

APPROVED without discussion.

- B. **Memorandum 11-128**, from Public Arts Committee, Re: Members for the 1% for the Art Selection Committee.

APPROVED without discussion.

15. RESOLUTIONS

- A. **Resolution 11-086**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Karen Hornaday Park Drainage Improvements to the Firm of Johnson & Sons of Anchor Point, Alaska, in the Amount of \$4,660 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk.

Memorandum 11-129 from Public Works Director as backup.

ADOPTED without discussion.

- B. **Resolution 11-087**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Coast Guard Parking and Access Improvements to the Firm of _____ of _____, _____, in the Amount of \$_____ and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk.

Memorandum 11-125 from Public Works Director as backup.

Resolution 11-087(S), A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Coast Guard Parking and Access Improvements to the Firm of Collins Excavation and Services of Homer, Alaska, in the Amount of \$8,940 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk.

Councilmember Zak declared a possible conflict of interest as he had paid for work done by the contractor. Mayor Hornaday ruled there was no conflict of interest and there was no objection from the Council.

SUBSTITUTE RESOLUTION 11-087(S) ADOPTED without discussion.

- C. **Resolution 11-088**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Fire Station Drainage Improvements to the Firm of _____ of _____, _____ in the Amount of \$_____ and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk.

Memorandum 11-131 from Public Works Director as backup.

Resolution 11-088(S), A Resolution of the City Council of Homer, Alaska, Awarding the Contract for the Fire Station Drainage Improvements to the Firm of Paul's Service of Anchor Point, Alaska, in the Amount of \$18,450 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk.

SUBSTITUTE RESOLUTION 11-088(S) ADOPTED without discussion.

- D. **Resolution 11-089**, A Resolution of the Homer City Council Requesting the National Oceanic and Atmospheric Administration Include the Results of its Socio-Economic Study in the Formulation of the Proposed Halibut Catch Sharing Plan. Zak.

FAILED with discussion.

- E. **Resolution 11-090**, A Resolution of the City Council of Homer, Alaska, Supporting the Concept and Construction of Non-Motorized Pathways to Increase the Safety for Motorized and Non-Motorized Users Along Kachemak Drive Located Within the City Limits, from the Base of the Homer Spit to East End Road. Lewis/Zak/Parks and Recreation Advisory Commission.

REFERRED to the Planning Commission for review.

- F. **Resolution 11-091**, A Resolution of the City Council of Homer, Alaska, Authorizing the City Manager to Research the State Small Business Credit Initiative (SSBCI) and to Submit an Application for Program Funding. Hogan.

FAILED (withdrawn) with discussion.

16. COMMENTS OF THE AUDIENCE

There were no comments of the audience.

17. COMMENTS OF THE CITY ATTORNEY

City Attorney Klinkner had no comment.

18. COMMENTS OF THE CITY CLERK

City Clerk Johnson had no comment.

19. COMMENTS OF THE CITY MANAGER

City Manager Wrede had no comment.

20. COMMENTS OF THE MAYOR

Mayor Hornaday had no comment.

21. COMMENTS OF THE CITY COUNCIL

Councilmember Hogan stated he is not comfortable when there is a tight time line (Resolution 11-091) and he hopes the SSBCI will come back with more time to investigate.

Councilmember Zak advocated for Resolution 11-089, stating the effects to the local economy if the fish limit is reduced. He saw a lot of representation by users of the track who were asked by Legislators to come get our support. He is glad to hear Assemblyman Smith will take the matter to the Assembly. If we have to shut down the track at the end of the season the economic impact will be huge.

22. ADJOURNMENT

There being no further business to come before the Council, Mayor Hornaday adjourned the meeting at 9:18 p.m. The next Regular Meeting is scheduled for Monday, September 26, 2011 at 6:00 p.m. The next Committee of the Whole is scheduled for Monday, September 26, 2011 at 5:00 p.m. All meetings scheduled to be held in the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.